

CHAMBER OF COMMERCE
OF THE
UNITED STATES OF AMERICA

R. BRUCE JOSTEN
EXECUTIVE VICE PRESIDENT
GOVERNMENT AFFAIRS

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TO THE MEMBERS OF THE UNITED STATES CONGRESS:

The U.S. Chamber of Commerce, the world's largest business federation representing the interests of more than three million businesses of all sizes, sectors, and regions, as well as state and local chambers and industry associations, and dedicated to promoting, protecting, and defending America's free enterprise system, applauds the introduction of H.R. 4768 and S. 2724, the "Separation of Powers Restoration Act of 2016."

The U.S. business community has become increasingly concerned in recent years about the consequences of courts granting too much deference to regulatory decisions made by federal agencies. The bill would require the courts to look more carefully at an agency's regulatory decisions in order to be satisfied that the agency has properly stayed within the boundaries of the powers that Congress gave it.

Limiting the degree of deference that courts grant to agencies would restrain those agencies from writing regulations that exceed their legal authority. This would deter agencies from attempting to expand the scope of their own regulatory authority without any new grant of authority from Congress.

The Chamber strongly supports congressional efforts to restrain excessive judicial deference to agency decision making and applauds the leadership of the sponsors and cosponsors of this critical legislation.

Sincerely,



R. Bruce Josten